

PROCEEDINGS OF THE CITY-PARISH COUNCIL MEETING OF THE CITY-PARISH OF LAFAYETTE, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING OF NOVEMBER 16, 2004.

ATTENDANCE

COUNCIL: Randy Menard (Chair - District 9), Rob Stevenson (Vice Chair - District 8), Bobby Badeaux (District 1) Dale Bourgeois (District 2), Christopher J. Williams, Ph.D. (District 3), Louis C. Benjamin, Jr. (District 4), Lenwood Broussard (District 5), Bruce Conque (District 6), Marc Mouton (District 7)

ABSENT: None

COUNCIL STAFF: Norma Dugas (Clerk of the Council), Veronica Williams (Assistant Clerk), Monica Fontenot (Administrative Assistant)

ADMINISTRATIVE STAFF: L.J. Durel, Jr. (City-Parish President), Dee Stanley (CAO), Pat Ottinger (City-Parish Attorney), Gail Smith (Director of Administrative Services), Interim Chief Randy Hundley (Police Department), Becky Lalumia (Director of Finance & Management)

COMMENCEMENT

(TAPE 4)(SIDE B)AGENDA ITEM NO. 1: Call to order.

Chair Randy Menard called the Regular Council Meeting of November 16, 2004 to order.

AGENDA ITEM NO. 2: **EXECUTIVE/PRESIDENT'S REPORT**

No report given.

AGENDA ITEM NO. 3: **COUNCIL ANNOUNCEMENTS**

No announcements

RESOLUTIONS

AGENDA ITEM NO. 4: R-076-2004 A resolution of the Lafayette City-Parish Council approving the issuance of not exceeding \$55,000,000 Arizona Health Facilities Authority Revenue Bonds (Blood Systems, Inc.) Series 2004 of which approximately \$4,000,000 will benefit Blood Systems Inc. in Lafayette, Louisiana and providing for other matters with respect thereto. A motion was offered to approve by Stevenson, seconded by Bourgeois, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was approved.

Upon questioning by Williams, Jerry Osborne of Foley & Judell explained Blood Systems, Inc. is an Arizona non-profit corporation. Arizona has a political subdivision that can issue tax-exempt bonds for projects both within and without Arizona. United Blood Service plans to conduct various projects around the United States, with one being in Louisiana for an amount of \$4 million.

AGENDA ITEM NO. 5: R-077-2004 A resolution of the Lafayette City-Parish Council authorizing the disposition of surplus property owned by the Lafayette City-Parish Consolidated Government (Road Recorders). A motion was offered to approve by Stevenson, seconded by Mouton, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was approved.

AGENDA ITEM NO. 6: R-078-2004 A resolution of the Lafayette City-Parish Council declaring those holidays to be observed by employees of the Lafayette City-Parish Consolidated Government for the calendar year 2005. A motion was offered to approve by Williams, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was approved.

AGENDA ITEM NO. 7: R-079-2004 A resolution of the Lafayette City-Parish Council authorizing the filing of an application with the Louisiana Department of Transportation and Development for a grant under Section 3037 of TEA-21, Job Access and Reverse Commute Competitive Grants. A motion was offered to approve by Williams, seconded by Stevenson, and the vote was as follows:

YEAS: Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: Badeaux

ABSENT: None

ABSTAIN: None

Motion was approved.

Upon questioning by Williams, Lucius Broussard explained the subject ordinance is to match the funds appropriated, in which Traffic & Transportation has to resubmit for the remaining funds. Broussard confirmed the subject grant is to help fund the Nightowl Bus Service.

AGENDA ITEM NO. 8: R-080-2004 A resolution of the Lafayette City-Parish Council initiating installation of Quail Drive Area Traffic Calming Proposal. A motion was offered to approve by Mouton, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was approved.

AGENDA ITEM NO. 9: R-081-2004 A resolution of the Lafayette City-Parish Council authorizing the disposition of certain bicycles which were recovered as stolen property by, and/or were lawfully seized by or voluntarily relinquished to, the Lafayette Police Department, in accordance with the provisions of LA. R.S. 33:2223. A motion was offered to approve by Mouton, seconded by Williams, and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was approved.

ORDINANCES FOR FINAL ADOPTION

AGENDA ITEM NO. 10: O-265-2004 An ordinance of the Lafayette City-Parish Council amending the Lafayette City-Parish Consolidated Government Code of Ordinances, Chapter 62, Article I, "Crimes and Offenses in City of Lafayette," Section 62-89 "Curfew Hours for Minors" and Article II, "Crimes and Offenses in Unincorporated Areas," Section 62-111 "Curfew Hours for Minors". A motion to approve was offered by Conque, seconded by Williams and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was approved.

Ottinger explained within the existing ordinance Friday nights are not subject to the curfew. The subject ordinance imposes a curfew on Friday nights from midnight to 6:00 a.m. The age group consists of those who are under 17 years of age, who have not been emancipated.

AGENDA ITEM NO. 11: O-266-2004 An ordinance of the Lafayette City-Parish Council approving the appointment of Kean, Miller, Hawthorne, D’ Armond, McGowan & Jarman as special counsel, and authorizing the execution of a Contract with Special Counsel. A motion to was offered approve by Williams, seconded by Stevenson, and the vote was as follows:
YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard
NAYS: None
ABSENT: None
ABSTAIN: None
Motion was approved.

Ottinger stated the firm has handled electric transmission issues for LUS, monitoring of the Entergy proceedings, pole attachment proceedings as well as various proceedings unrelated to fiber.

(TAPE 5)(SIDE A)(001)

AGENDA ITEM NO. 12: O-267-2004 An ordinance of the Lafayette City-Parish Council providing for the abandonment of a portion of a utility easement on Lot 119 of Fairway Village Subdivision, having a municipal address of 100 Pebble Beach Drive. A motion to approve was offered by Stevenson, seconded by Conque, and the vote was as follows:
YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard
NAYS: None
ABSENT: None
ABSTAIN: None
Motion was approved.

CONSIDER APPOINTMENTS BY THE COUNCIL, AS A WHOLE, TO FOLLOWING BOARDS/COMMISSIONS

AGENDA ITEM NO. 13: Appointment of **Michael Huggins** to the Lafayette Preservation Commission for a four year term effective November 19, 2004 (must reside outside the corporate limits of the City of Lafayette).

A motion to reappoint Michael Huggins was offered by Stevenson, seconded by Broussard and the vote was as follows:
YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard
NAYS: None
ABSENT: None
ABSTAIN: None
Motion was approved.

The motion to reappoint **Mr. Michael Huggins** to the Lafayette Preservation Commission was approved.

AGENDA ITEM NO. 14: Appointment of **Carita Pearce** to the Heymann Performing Arts & Convention Center Commission for a four year term effective November 21, 2004. This is a minority appointment.

A motion to appoint Brenda Andrus was offered by Williams and motion to appoint Carita Pearce was offered by Mouton and the vote was as follows:
Andrus: Williams, Benjamin, Stevenson
Pearce: Badeaux, Bourgeois, Broussard, Conque, Mouton, Menard

The motion to appoint **Ms. Carita Pearce** to the Heymann Performing Arts & Convention Center Commission was approved.

AGENDA ITEM NO. 15: Appointment(s) by Council member(s) and/or City-Parish President and/or Area Mayors, and/or any other direct appointing authority.

<u>Appointing Authority</u>	<u>Appointee Name And Address</u>	<u>Board, Commission And/or Legal Agency</u>	<u>Term</u>	<u>Effective Date</u>
District 5	Troy M. Hanks 2648 S. Fieldspan Rd. Duson, LA 70529	Lafayette Parish Water Works District South	4 years	11/16/2004

District 9	Christopher Wells 208 Maple Drive Lafayette, LA 70506	Lafayette Natural History Museum Commission	4 years	11/21/2004
District 7	Richard Poche 119 Aberdeen Drive Lafayette, LA 70508	Lafayette City-Parish Recreation Advisory Commission	4 years	11/21/2004

AGENDA ITEM NOS. 16-23: A motion was offered by Mouton, seconded by Stevenson, to approve for introduction the following ordinances in-globo and the vote was as follows:

YEAS: Badeaux, Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

ABSTAIN: None

Motion was approved.

INTRODUCTORY ORDINANCES

16. **O-270-2004** An ordinance of the Lafayette City-Parish Council amending the FY 04/05 operating budget of the Lafayette City-Parish Consolidated Government by increasing revenues in the amount of \$1,250.00 received from the Wal-Mart Foundation, appropriating to the Lafayette City Police Department (hereinafter “LPD”) for the purchase of equipment and supplies to be used for the Patrol Section of the Lafayette Police Department.
17. **O-271-2004** An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to enter into an Intergovernmental Agreement with the City of Scott concerning the replacement of the Delhomme Street bridge over Coulee Ile Des Cannes.
18. **O-272-2004** An ordinance of the Lafayette City-Parish Council authorizing the establishment of a new fee schedule for the Lafayette Natural History Museum and Planetarium.
19. **O-273-2004** An ordinance of the Lafayette City-Parish Council declaring the Steiner Road Outfall Project a public necessity and authorizing the acquisition of the necessary rights-of-way and other property rights requisite to the construction of said property, either on an amicable basis or through the use of the expropriation process if necessary.
20. **O-274-2004** An ordinance of the Lafayette City-Parish Council amending Ordinance No. 0-286-2003 providing for the conditional removal of a portion of South Domingue Road lying between Ridge Road and Duhon Road from the Consolidated Thoroughfare Plan.
21. **O-275-2004** An ordinance of the Lafayette City-Parish Council providing for the abandonment of a portion of a utility easement on Lot C-31-A of the Village of River Ranch, having a municipal address of 603 Silverstone Road.
22. **O-276-2004** An ordinance of the Lafayette City-Parish Council providing for the abandonment of a portion of Southdown Place, having a municipal address of 101 Duclos Street.
23. **O-277-2004** An ordinance of the Lafayette City-Parish Council authorizing the Execution of an Act of Abandonment and Revocation of Dedication relative to certain rights-of-way shown in Phase I of Kay’s Commercial Park, on a plat of survey recorded under Entry Number 85-42066, records of Lafayette Parish.

AGENDA ITEM NO. 24: Comments from the public concerning the above Introductory Ordinances.

No speakers.

ADJOURN

There being no further business to come before the Council, Chair Menard declared the regular Council meeting adjourned.

Norma A. Dugas
Clerk of the Council